

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET SW
WASHINGTON DC 20554

MEDIA BUREAU
OFFICE OF BROADCAST LICENSE POLICY
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/

PROCESSING ENGINEER: Arthur E. Doak
TELEPHONE: (202) 418-2715
FACSIMILE: (202) 418-1410
MAIL STOP: 1800B3-AED
INTERNET ADDRESS: Arthur.doak@fcc.gov

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

June 18, 2008

Dick Broadcasting Company, Inc. of Tennessee
192 East Lewis Street
Greensboro, NC 27406

In re: WKRR(FM), Asheboro, NC
Facility ID No.: 16892
Dick Broadcasting Company, Inc.
of Tennessee
BLH-19851227KB

Dear Licensee:

In accordance with streamlining procedures adopted by the Commission, this letter constitutes notification to Dick Broadcasting Company, Inc. of Tennessee ("Dick Broadcasting") of the filing of a minor change construction permit application by Cooper Broadcasting Company ("Cooper"), licensee of FM Station WMNC-FM, Morganton, North Carolina (Facility ID No. 13832). Cooper's application proposes that WKRR's license and assignment be modified to specify Class C0 in lieu of Class C pursuant to Note 4 of 47 C.F.R. Section 73.3573.¹

The staff has tentatively concluded that the Cooper application meets the requirements of Section 73.3573, Note 4 and is otherwise acceptable for filing.² Accordingly, IT IS ORDERED, that pursuant to Section 316(a) of the Communications Act of 1934, as amended, 47 USC Section 316(a), and pursuant to Section 1.87 of the Commission's Rules, Dick Broadcasting Company, Inc. of Tennessee, licensee of Station WKRR, SHALL SHOW CAUSE why its license SHOULD NOT BE MODIFIED to specify Channel 222C0 in lieu of Channel 222C.

¹ See 1998 Biennial Regulatory Review—Streamlining of Radio Technical Rules in Parts 73 and 74 of the Commission's Rules, Second Report and Order in MM Docket No. 98-93, FCC 00-368, 15 FCC Rcd 21649, at paras. 26-33, 21662-67 (2000).

² In order to be considered in compliance with Note 4, the triggering application must: 1) be short-spaced to the Class C station, but be fully spaced if it were a Class C0; 2) include a certification that no alternative channel is available at the proposed location without any other changes to the table of allotments; and 3) be served on the licensee of the affected Class C station. The triggering application may utilize § 73.215.

Dick Broadcasting may, not later than 30 days from the date of this letter, file a written statement to express its intention to seek authority to modify Station WKRR's technical facilities to attain minimum Class C HAAT; or, alternatively, as provided for by Note 4 cited above, otherwise challenge the triggering application.

If Dick Broadcasting chooses to seek authority to modify WKRR's facilities, an acceptable application for a construction permit to increase the antenna height to at least 451 meters HAAT must be on file with the Commission 180 days subsequent to the show cause response due date. Furthermore, Dick Broadcasting must serve Cooper with copies of any FAA submissions related to its efforts to modify the WKRR facility.

Further action on the subject Cooper application will be withheld for thirty days from the date of this letter to provide an opportunity for Dick Broadcasting Company, Inc. of Tennessee to reply. Please note that responses must be submitted to the Secretary of the Commission in triplicate and must be served on all parties.

Sincerely,

Arthur E. Doak

Arthur E. Doak
Senior Engineer
Audio Division
Media Bureau

cc: Fletcher, Heald & Hildreth, PLC
Thompson Hine LLP